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BEFORE THE
ILLINOIS COMMERCE COMMISSION

LOU KUSAY) DOCKET NO.
-vs-) 10-0732
AMEREN ILLINOIS COMPANY)
d/b/a Ameren Illinois)
Complaint as to billing/charges in)
Ottawa, Illinois.)

Springfield, Illinois
Tuesday, August 16, 2011

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

MR. JOHN ALBERS, Administrative Law Judge

APPEARANCES:

MR. LOU KUSAY
300 Ashley Drive
New Lenox, Illinois 60451
Ph. (708) 269-2048
E-mail: loukusay@hotmail.com

(Appearing via teleconference
pro se)

SULLIVAN REPORTING COMPANY, by
Carla J. Boehl, Reporter
CSR #084-002710

1 APPEARANCES: (Continued)

2 MR. CHARLES Y. DAVIS
3 BROWN, HAY & STEPHENS, LLP
4 205 South Fifth Street, Suite 700
5 Springfield, Illinois 62701
6 Ph. (217) 544-8491
7 E-mail: cdavis@bhslaw.com

8 (Appearing on behalf of
9 Respondent)

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3	<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
4	(None)				
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13		<u>EXHIBITS</u>			
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15				<u>MARKED</u>	<u>ADMITTED</u>
16	(None)				
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PROCEEDINGS

JUDGE ALBERS: By the authority vested in me by the Illinois Commerce Commission, I now call Docket Number 10-0732. This docket concerns a complaint by Lou Kusay against Ameren Illinois Company regarding a property in Ottawa, Illinois.

May I have the appearances for the record, please? Mr. Kusay, could you please state your name, address and phone number?

MR. KUSAY: Lou Kusay, address is 300 Ashley Drive, New Lenox, Illinois 60451, phone number (708) 269-2048.

MR. DAVIS: Charles Davis. I am here for Ameren Illinois Company. I am with the law firm of Brown, Hay and Stephens. Our address is 205 South Fifth Street, Suite 700, Springfield, Illinois 62701. My phone number is (217) 544-8491. My e-mail address is cdavis@bhslaw.com.

JUDGE ALBERS: Thank you. Let the record reflect there are no others wishing to enter an appearance.

As far as preliminary matters, I will

1 just note that, one, I am a new ALJ assigned to this
2 docket. Judge Tapia has moved on to new employment.

3 I will also mention that we now have
4 Complainant's Exhibits 1.1 through 1.4 on e-Docket as
5 well as the Motion for Settlement and Dismissal.

6 Are there any other preliminary
7 matters before we determine a date for an evidentiary
8 hearing?

9 MR. DAVIS: I don't have anything.

10 JUDGE ALBERS: Mr. Kusay, do you have any other
11 questions or comments before we look at our
12 calendars?

13 MR. KUSAY: I have no questions.

14 JUDGE ALBERS: All right. We can determine now
15 a date for an evidentiary hearing. I guess we can go
16 off the record for that if we are just going to be
17 bouncing dates around. So off the record.

18 (Whereupon there was then had an
19 off-the-record discussion.)

20 JUDGE ALBERS: Back on the record then.

21 We have looked at our calendars and it
22 appears that everyone is available for an evidentiary

1 hearing on August 31 at 10:00 a.m., and I don't
2 expect it to take much time. Mr. Davis, if you do
3 decide that you don't need Mr. Kusay here in person,
4 send us an e-mail to that effect and I imagine
5 Mr. Kusay would be happy to set at home and do this.
6 I think my questions, I am comfortable asking them
7 over the phone, so. But certainly Ameren has the
8 right to see Mr. Kusay here at the hearing, so.

9 MR. KUSAY: As a note, Judge Albers, I don't
10 have a problem either way with that, and I also don't
11 have a problem -- I will be cross-examining Ameren's
12 witness and I could do that as well over the phone,
13 too, so it doesn't matter either way to me.

14 JUDGE ALBERS: Well, if you know that for sure
15 you will have questions for their witness, then you
16 should probably go ahead and plan on being here in
17 person then.

18 MR. KUSAY: That's fine.

19 JUDGE ALBERS: Sometimes it is just a little
20 smoother that way if we are all in the same room if
21 there are questions between the parties.

22 Okay. If there is nothing further

1 then for the record today, I will go ahead and
2 continue this matter to August 31 at 10:00 o'clock.

3 (Whereupon the hearing in this
4 matter was continued until
5 August 31, 2011, at 10:00 a.m.
6 in Springfield, Illinois.)

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